

1617

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 PTO/SF 274 (08-00)  
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# TRANSMITTAL FORM

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Application	09/815,573
Filing Date	03-22-2001
First Named Inventor	Hector F. DeLuca
Group Art Unit	1617
Examiner Name	Shaojia A. Jiang
Total Number of Pages in This Submission	6
Attorney Docket Number	1256-00721

## ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☒ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53
- ☐ Request to Rescind Previous Nonpublication Request

- ☐ Assignment Papers
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):

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Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

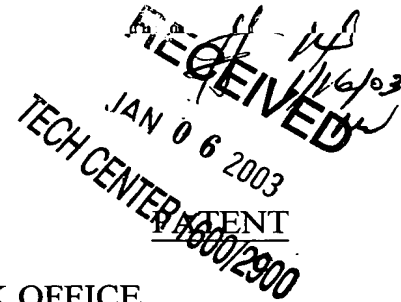
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Hector F. DeLuca et al

Application No. 09/815,573

Filed: March 22, 2001

Examiner: Shaojia A. Jiang

Group Art Unit: 1614

INCREASING PHOSPHORUS  
UPTAKE FROM THE GUT OF DAIRY  
COWS BY SUPPLEMENTING 1 $\alpha$ -  
HYDROXYLATED VITAMIN D  
COMPOUNDS

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) Dorothy A. Hauser December 27, 2002  
) Dorothy A. Hauser Date

AMENDMENT

Box: Non Fee Amendment  
Commissioner of Patents  
Washington, D.C. 20231

Sir:

In response to the Patent Office Action dated October 2, 2002, please enter the following in the above-identified patent application:

REMARKS

In the Office Action dated October 2, 2002, claims 1-7 were examined with the result that all claims were rejected. In response, Applicant submits the following comments. In view of these comments, reconsideration of this application is requested.

In the Office Action, claims 1-7 were rejected under 35 USC §103(a) as being obvious in view of DeLuca et al U.S. Patent 4,338,312 and/or DeLuca et al U.S. Patent 4,110,446. It appears to be the Examiner's position that Applicant's method as set forth in claim 1 is obvious for two reasons: (1) the '312 and '446 patents provide motivation to one